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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Application of: Rittershaus and Thomas  
Serial No.: 09/943,334  
Filed: August 30, 2001  
Entitled: MODULATION OF CHOLESTERYL  
ESTER TRANSFER PROTEIN (CETP)  
ACTIVITY

Atty. Docket No.: TCS-411.1P US-1

**ON APPEAL**

ART UNIT: 1644

EXAMINER: Belyavskyi, Michail

**Mail Stop Appeal Brief - Patents**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Sir:

Transmitted herewith are: [X] a Reply Brief in triplicate; [X] a Request for Oral Hearing in triplicate; and [X] a return receipt post card, for filing in the above-identified patent application.

Small entity status has already been established for Applicant(s) in this case.

**PAYMENT OF ADDITIONAL FEES**

A check including the amount of \$\_\_\_\_\_ in payment of the fees for requesting oral hearing is transmitted herewith.

The Commissioner is hereby authorized to charge payment of the fee under 37 CFR 1.17(d) and any additional fees required under 37 CFR §§1.16, or 1.17 in connection with the papers transmitted herewith to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

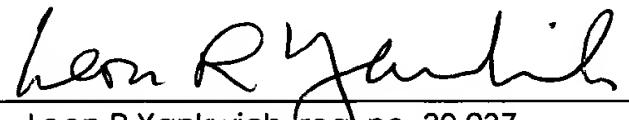
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CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service as First Class mail under 37 C.F.R. §1.8, postage prepaid, in an envelope addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

June 23, 2004

date of mailing and signature



Leon R Yankwich, (reg) no. 30,237